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Part III—Section 1(b)

Service Rules including Ad hoc Rules, Regulations, etc.,
issued by Secretariat Departments.

NOTIFICATIONS BY GOVERNMENT

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NOTIFICATIONS BY GOVERNMENT**HEALTH AND FAMILY WELFARE DEPARTMENT****Amendments to the Adhoc Rules for the Post of Ophthalmic Assistant in Tamil Nadu Medical Subordinate Service.**

*[G.O. Ms. No. 276, Health and Family Welfare (C2), 1st September 2022,
Aavani 16, Subakiruthu, Thiruvalluvar Aandu-2053.]*

No. SRO B-47/2022.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Tamil Nadu hereby makes the following amendments to the Rules published with the Health and Family Welfare Department, Notification No. SRO B12/89, at page 8 of Part III - Section 1(b) of the *Tamil Nadu Government Gazette*, dated the 25th January 1989.

AMENDMENTS

In the said Rules, in rule 5, for clause (b), the following clause shall be substituted namely:-

"(b) **Other Qualifications:-**No person shall be eligible for appointment to the post unless he possess the following qualifications namely:-

- i. Passed the two year Ophthalmic Assistant course conducted, by a Government Medical College or any other institution recognized by the Directorate of Medical Education; or
- ii Two year diploma in Optometry conducted, by a Government Medical College or any other institution recognized by the Directorate of Medical Education and passed the three month condensed Para Medical Ophthalmic Assistant course conducted by the Regional Institute of Ophthalmology, Chennai or any other institution recognized by the Directorate of Medical Education."

Amendment to the Adhoc rules Relating to the Temporary post of Professor (Unani), Government Unani Medical College, Chennai in Indian Medicine and Homoeopathy Department for the Tamil Nadu Medical Service.

*[G.O. Ms. No. 277, Health and Family Welfare [IM I-1], 1st September 2022,
ஆவணி 16, சுபகிருது, திருவள்ளூர் ஆண்டு-2053.]*

No. SRO B-48/2022.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Tamil Nadu hereby makes the following amendment to the Adhoc Rules issued with the Health and Family Welfare Department Notification No. SRO B-5/2022, published at pages 6-7 of Part III-Section 1(b) of the *Tamil Nadu Government Gazette*, dated 26th January, 2022.

AMENDMENT

In the said Rules, in rule 5, in sub-rule (b), to clause(i) the following proviso shall be inserted, namely:-

Provided that the Teachers appointed and working in recognized Unani Colleges prior to 24th May 2013 shall be eligible for appointment or promotion for the post of Professor, Associate Professor (Reader) and Assistant Professor (Lecturer) in the respective discipline without post graduate qualification;

P. SENTHIL KUMAR,
Principal Secretary to Government.

HUMAN RESOURCES MANAGEMENT DEPARTMENT**Amendments to the Fundamental Rules and Tamil Nadu Leave Rules.**

*[G.O. Ms. No. 100, Human Resources Management (FR.II), 7th September 2022,
ஆவணி 22, சுபகிருது, திருவள்ளூர் ஆண்டு-2053.]*

No. SRO B-49/2022.—In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India and of all other powers hereunto enabling, the Governor of Tamil Nadu hereby makes the following amendments to the Fundamental Rules:-

AMENDMENTS

In the said Fundamental Rules,-

(1) after rule 52, the following rules shall be inserted, namely:-

"52-A. Forfeiture of service on dismissal or removal. - Dismissal or removal of a Government servant from service entails forfeiture of his past service.

52-B. Forfeiture of service on resignation:- Resignation from a service or post entails forfeiture of past service:

Provided that a resignation shall not entail forfeiture of past service if it has been submitted to take up, with proper permission, another appointment, whether temporary or permanent, under the Government where service qualifies.";

(2) in rule 65, in ruling (5), for the expression "Article 418 (b) of the Madras Pension Code", the expression "the proviso to sub-rule (1) of rule 23 of the Tamil Nadu Pension Rules, 1978" shall be substituted;

(3) in rule 86,-

(a) the expressions "or on the date of termination of extension of service, as the case may be" and "or the date of termination of extension of service" wherever they occur, shall be omitted;

(b) in sub-rule (a),-

(i) after clause (iii), the following provisos shall be inserted, namely:-

"Provided that the Government servants who are dismissed or removed from service or who have resigned from service shall not be eligible for encashment of earned leave and leave on private affairs:

Provided further that the encashment of earned leave and leave on private affairs shall be deferred to the Government servants who are not permitted to retire from service on attaining the age of superannuation but retained in service under Fundamental Rules 56(1)(c), till the enquiry into the charge of misconduct or criminal misconduct is/are concluded and final order passed thereon by the competent authority. The said benefit of encashment of earned leave and leave on private affairs shall be drawn and disbursed to such Government servants after regulating their suspension period.";

(ii) under the Explanation, clause (i) shall be omitted;

(4) in Appendix-I, in Annexure-III, in the Tamil Nadu Leave Rules, 1933,-

(a) in rule 7,-

(i) the expression "or on the date of termination of extension of service, as the case may be" and "or the date of termination of extension of service" wherever they occur shall be omitted;

(ii) after clause (iii), the following provisos shall be inserted, namely:-

Provided that the Government servants who are dismissed or removed from service or who have resigned from service shall not be eligible for encashment of earned leave and leave on private affairs:

Provided further that the encashment of earned leave and leave on private affairs shall be deferred to the Government servants who are not permitted to retire from service on attaining the age of superannuation but retained in service under Fundamental Rules 56(1) (c), till the enquiry into the charge of misconduct or criminal misconduct is/are concluded and final order passed thereon by the competent authority. The said benefit of encashment of earned leave and leave on private affairs shall be drawn and disbursed to such Government servants after regulating their suspension period.";

(iii) under the Explanation, clause (i) shall be omitted;

(b) in rule 8, in sub rule (b),-

(i) in the third proviso, the expressions "or resign" and "or resignation, as the case may be" shall be omitted;

(ii) in the fourth proviso, the expression "is removed or dismissed from service or" occurring in two places and on the expression "as the case may be" shall be omitted;

MYTHILI K. RAJENDRAN,
Secretary to Government.